

# Walker & Jocke

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Ralph E. Jocke

Patent  
&  
Trademark Law

November 10, 2005

Mail Stop ISSUE FEE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Re: **Application No.:** 10/797,412  
**Confirmation No.:** 4121  
**Applicants:** Scarafile, et al.  
**Filed:** March 9, 2004  
**Title:** Cash Dispensing Automated Banking  
Machine With Improved Card Retention  
Capabilities And Method  
**Art Unit:** 2876  
**Notice of Allowance Date:** October 24, 2005  
**Docket No.:** D-1219 R2

Sir:

Please find enclosed the Issue Fee Transmittal form for filing in the above-referenced Application. Also enclosed are Comments on the Statement of Reasons for Allowance.

Very truly yours,

Ralph E. Jocke

Reg. No. 31,029

## CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this document and the documents indicated as enclosed herewith are being deposited with the U.S. Postal Service as Express Mail Post Office to addressee in an envelope addressed to Mail Stop ISSUE FEE, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 this 14th day of November 2005.

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Ralph E. Jocke

330 • 721 • 0000  
MEDINA

330 • 225 • 1669  
CLEVELAND

330 • 722 • 6446  
FACSIMILE

rej@walkerandjocke.com  
E-MAIL

231 South Broadway, Medina, Ohio, U.S.A. 44256-2601



D-1219 R2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|---|---|-----------------|
| In re Application of                    | ) |                 |
| <b>Scarafile, et al.</b>                | ) |                 |
|   | ) |                 |
| Application No.: <b>10/797,412</b>      | ) | Art Unit 2876   |
|   | ) |                 |
| Confirmation No.: <b>4121</b>           | ) |                 |
|   | ) |                 |
| Filed: <b>March 9, 2004</b>             | ) | Patent Examiner |
|   | ) | Daniel Hess     |
| Title: <b>Cash Dispensing Automated</b> | ) |                 |
| <b>Banking Machine With Improved</b>    | ) |                 |
| <b>Card Retention Capabilities</b>      | ) |                 |
| <b>And Method</b>                       | ) |                 |

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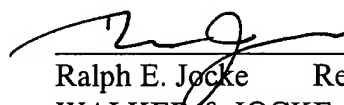
Sir:

In response to the Notice of Allowability dated October 24, 2005 kindly enter Applicants'  
comments without prejudice as follows:

**Comments on the Statement of Reasons for Allowance**

Applicants acknowledge the Office's admission that the pending claims are patentable over the references of record. Applicants respectfully submit that while the specific features and relationships mentioned in the statement of reasons for allowance are not disclosed or suggested in the prior art, these are not the only recited features and relationships which are not found in the prior art. Furthermore, the statement sometimes indicates a general paraphrasing of claim language, and not necessarily the exact claim language. The statement also refers to subject matter (or language) which is not recited in all of the claims. For example, not all claims require throwing, via a flexible member, a card into a receptacle of an ATM machine. It should be understood that the allowed subject matter is to only be limited by that subject matter which is specifically recited. Any remarks in the statement which narrow the recited subject matter should be disregarded.

Respectfully submitted,



Ralph E. Jocke      Reg. No. 31,029  
WALKER & JOCKE  
231 South Broadway  
Medina, Ohio 44256  
(330) 721-0000